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Attorney for the New Jersey  
Board of Massage and Bodywork Therapy

**FILED**

**NOV 15 2013**

**New Jersey State Board of  
Massage and Bodywork  
Therapy Examiners**

By: Susan Carboni  
Deputy Attorney General  
Tel. (973) 648-2894

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
BOARD OF MASSAGE AND BODYWORK  
THERAPY

_____	:	Administrative Action
IN THE MATTER OF THE LICENSE	:	
APPLICATION OF	:	
	:	
ESSE W. LEAK, III	:	CONSENT ORDER
	:	
TO PRACTICE MASSAGE AND	:	
BODYWORK THERAPY IN THE	:	
STATE OF NEW JERSEY	:	
_____	:	

This matter was opened to the New Jersey State Board of  
Massage and Bodywork Therapy ("Board") upon review of Esse W.  
Leak's application for licensure as a massage and bodywork

therapist. Upon a review of the application, and the results of the Criminal History Background Check, it was ascertained by the Board that although the applicant had indicated "N" for "no" in response to the questions relating to arrests and convictions on the application, he had been arrested on February 20, 2002 for assault on police and related charges; the charges were dismissed. He was also arrested on July 22, 2010 for possession of marijuana. He was admitted into a diversionary program, and the charges were dismissed. The applicant claimed that he did not disclose the arrest on his application because the charges against him had been dismissed.

The Board finds that the applicant knew or should have known that by failing to disclose the arrest on the application in response to the questions about arrests and/or convictions he was providing inaccurate information, and that he therefore engaged in misrepresentation on his application in violation of N.J.S.A. 45:1-21(b).

The Board finding that licensure as well as entry of the within order are appropriate, and sufficiently protective of the public health, safety and welfare, and for other good cause shown;

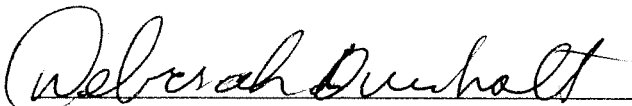
IT IS ON THIS 15<sup>th</sup> DAY OF November, 2013

HEREBY ORDERED AND AGREED THAT:

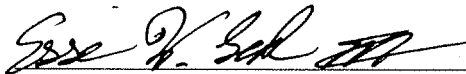
1. A \$100.00 civil penalty is hereby imposed upon respondent for the violation of N.J.S.A. 45:1-21(b). Payment shall be in the form of a certified check or money order, and shall be submitted along with this signed order.

2. The applicant's application for licensure shall be granted upon payment of all applicable fees and demonstration of satisfaction of all requirements for licensure, if he has not already done so.

NEW JERSEY STATE BOARD OF  
MESSAGE AND BODYWORK THERAPY

By:   
Deborah Overholt  
Chairperson

I have read and understand the  
Within Consent Order and  
agree to be bound by its terms.

  
Esse W. Leak, III